

STATE OF ALABAMA  
BALDWIN COUNTY.

TO ANY SHERIFF OF THE STATE OF ALABAMA - GREETING:

WE COMMAND YOU, that you summon WILLIAM J. RUSSELL to be and appear before the Judge of the Circuit Court of Baldwin County, Alabama, and there to answer, plead or demur without oath to a bill of complaint, lately exhibited by HELEN RUSSELL against the said WILLIAM J. RUSSELL, and further to do and perform what the said Judge shall order and direct in that behalf, and this the Respondent shall in no wise omit, under penalty, etc. And we further command that you return this writ with your endorsement thereon, to our said Court immediately upon the execution thereof.

WITNESS, R. S. DUCK, Register of said Circuit Court, this the 3<sup>rd</sup> day of Dec, 1943.

R. S. Duck  
Register.

HELEN RUSSELL	}	IN THE CIRCUIT COURT OF
COMPLAINANT		
VS		BALDWIN COUNTY, ALABAMA
WILLIAM J. RUSSELL		IN EQUITY.
RESPONDENT		

TO HONORABLE F. W. HARE, JUDGE OF THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA,  
IN EQUITY:

Now comes your Complainant, HELEN RUSSELL, and humbly complaining against the Respondent, WILLIAM J. RUSSELL, respectfully represents and shows unto your Honor and this Honorable Court as follows:

1.

That your Complainant and the Respondent are both over the age of twenty one years, and bona fide residents of Baldwin County, Alabama;

2.

That they were married in Bay Minette, Alabama, on January 5th, 1935, and lived together as husband and wife in Baldwin County, Alabama, until December 19th, 1943;

3.

That on to-wit December 19th, 1943, and at various times prior thereto the Respondent threatened and abused the Complainant, and that on to-wit December 19th, 1943, the Respondent committed actual violence to the complainant by striking and choking.

her and threatened to take her life by shooting her with a shot gun; that the conduct of the Respondent is such that the Complainant has every reasonable apprehension to believe, and she does actually believe that if she continues to live with him he will carry out his threats and do further violence to her person which will necessarily endanger her life and health.

4.

That there was born to the marriage between your Complainant and the Respondent, two children, Kathryn Sue Russell, age seven, and Miriam Yvonne Russell, age four years; that said children are now and have been all their lives living with the Complainant, who is a fit person to have their care, custody and control; that the Respondent is a man who drinks to excess and for that fact, and for the fact alleged hereinabove, he is not a fit, suitable or proper person to have the care and control of said children; that the complainant has no income or means of support or of prosecuting this suit, and that the Respondent is an able bodied man working in the Ship Yards at Mobile as a machinest at approximately \$50.00 per week; that he owns in his own name a home of about four acres, at Bay Minette, of approximately \$600.00 in value;

WHEREFORE, the premises considered, Complainant prays that your Honor will, by proper process, make the said William J. Russell party respondent to this cause of action, requiring him to plead, answer or demur to the same within the time and under the penalties prescribed by law and the practice of this Honorable Court; that your Honor will order a reference to determine a reasonable amount to be paid to the Complainant by the Respondent as alimony pen dente lite for the support of herself and minor children, and also as attorneys fees.

Complainant further prays that upon the final hearing hereof, your Honor will enter an order and decree granting to the complainant an absolute decree of divorce, forever barring the bonds of matrimony existing between her and the Respondent; that the Complainant be awarded the care, custody and control of the said minor children, Kathryn Sue Russell and Miriam Yvonne Russell, and that a further decree be made and entered ordering and recommending the Respondent to pay such amount as to the Court may seem meet and proper as permanent alimony.

Complainant prays for such other, further, different or general relief as

she may be in equity and good conscience entitled to receive,  
and as in duty bound she will ever pray.

BEEBE & HALL

By *Wm. Beebe*  
Solicitors for Complainant

Rec 12/31/43  
Mr Russell

(1037)

Received from 10th 10/4/44  
by service copy of within SUMMONS and  
Complaint on

William J. Russell

W.R. Stuart

Sheriff

By J. Russell & Co. Deputy Sheriff

HELEN RUSSELL  
COMPLAINANT

VS

WILLIAM J. RUSSELL  
RESPONDENT

SUMMONS AND COMPLAINT.

Filed 12-31-44  
J. Russell  
Deputy